



PATENT
ATTORNEY DOCKET NO.: 059994-5001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Yasushi OGIHARA) Confirmation No.: 8198
Application No.: 10/625,545) Group Art Unit: 2872
Filed: July 24, 2003) Examiner: A. Amari
For: MICROSCOPE SYSTEM)

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Randolph Building
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Alexandria, VA 22314

Sir:

RESPONSE TO ELECTION OF SPECIES REQUIREMENT

In reply to the Election of Species Requirement dated December 21, 2004, the period for response to which extends through February 21, 2005 by a one-month extension of time petitioned for herein, Applicant provisionally elects the species of invention identified in the Office Action as Species 2 (Figures 8 and 9). Applicant submits that claims 1-8, 10-12, 14 and 15 are readable on the elected species. Applicant respectfully requests formal examination of this application.

Except for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account No. 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,

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By:

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Date: February 17, 2005

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